

EXHIBIT B



TO: Todd Carlson, General Counsel
Knight Transportation, Inc.
20002 N 19th Ave
Phoenix, AZ 85027-4250

RE: **Process Served in Nevada**

FOR: Knight Transportation, Inc. (Domestic State: AZ)

**Service of Process
Transmittal**

06/24/2021
CT Log Number 539790417

ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:

TITLE OF ACTION: NANCY BELL BRIAN, etc. and THOMAS CHARLES OBRIAN, III, etc., Pltfs. vs. SUSANA HERNANDEZ-TORRES, etc., et al., Dfts. // To: KNIGHT TRANSPORTATION, INC.

DOCUMENT(S) SERVED: -

COURT/AGENCY: None Specified
Case # A21836425C

NATURE OF ACTION: Employee Litigation

ON WHOM PROCESS WAS SERVED: C T Corporation System, Carson City, NV

DATE AND HOUR OF SERVICE: By Process Server on 06/24/2021 at 10:00

JURISDICTION SERVED : Nevada

APPEARANCE OR ANSWER DUE: None Specified

ATTORNEY(S) / SENDER(S): None Specified

ACTION ITEMS: SOP Papers with Transmittal, via UPS Next Day Air , 1ZX212780132511015

Image SOP

Email Notification, Todd Carlson tcarlson@knighttrans.com

Email Notification, Amanda Bravo amanda.bravo@knighttrans.com

Email Notification, Karl Woolsey karl.woolsey@knighttrans.com

REGISTERED AGENT ADDRESS: C T Corporation System
701 S. Carson Street
Suite 200
Carson City, NV 89701
866-331-2303
CentralTeam1@wolterskluwer.com

The information contained in this Transmittal is provided by CT for quick reference only. It does not constitute a legal opinion, and should not otherwise be relied on, as to the nature of action, the amount of damages, the answer date, or any other information contained in the included documents. The recipient(s) of this form is responsible for reviewing and interpreting the included documents and taking appropriate action, including consulting with its legal and other advisors as necessary. CT disclaims all liability for the information contained in this form, including for any omissions or inaccuracies that may be contained therein.

CT

SERVICE TAKEN FOR:
(KNIGHT TRANSPORTATION, INC)

1 **SUMM**
2 **RAMZY P. LADAH, ESQ.**
3 Nevada Bar No. 11405
4 **DONALD P. PARADISO, ESQ.**
5 Nevada Bar No. 12845
6 **LADAH LAW FIRM**
7 517 S. Third Street
8 Las Vegas, NV 89101
9 litigation@ladahlaw.com
10 T: 702.252.0055
11 F: 702.248.0055
12 *Attorneys for Plaintiffs*

CASE NO: A-21-836425-C
Department 8

8 **DISTRICT COURT**

9 **CLARK COUNTY, NEVADA**

10 NANCY BELL O'BRIAN, an individual;
11 THOMAS CHARLES O'BRIAN, III, an
12 individual,

CASE NO.:
DEPT. NO.:

13 Plaintiffs,

CIVIL SUMMONS

14 vs.
15 SUSANA HERNANDEZ-TORRES, an
16 individual; JORGE RODRIGUEZ-
17 MARTINEZ, an individual; WILMER
18 ANTONIO CRUZ-REYES, an individual;
19 KNIGHT TRANSPORTATION, INC., a
20 Foreign Corporation; DOES I through XX,
21 inclusive; and ROE BUSINESS ENTITIES I
22 through XX, inclusive,

Defendants.

23 **NOTICE! YOU HAVE BEEN SUED. THE COURT MAY DECIDE AGAINST YOU
24 WITHOUT YOUR BEING HEARD UNLESS YOU RESPOND WITHIN 21 DAYS. READ
25 THE INFORMATION BELOW.**

26 **TO THE DEFENDANT:** A civil Complaint has been filed by the Plaintiff against you for the relief
27 set forth in the Complaint.

28 **KNIGHT TRANSPORTATION, INC**

29 1. If you intend to defend this lawsuit, within 21 days after this Summons is served on
30 you, exclusive of the day of service, you must do the following:

31 a. File with the Clerk of the Court, whose address is shown below, a formal
32 written response to the Complaint in accordance with the rules of the Court.

b. Serve a copy of your response upon the attorney whose name and address is shown below.

2. Unless you respond, your default will be entered upon application of the Plaintiff(s) and failure to so respond will result in a judgment of default against you for the relief demanded in the Complaint, which could result in the taking of money or property or other relief requested in the Complaint.

3. If you intend to seek the advice of an attorney in this matter, you should do so promptly so that your response may be filed on time.

4. The State of Nevada, its political subdivisions, agencies, employees, board members, commission members and legislators each have 45 days after service of this Summons within which to file an Answer or other responsive pleading to the Complaint.

Issued at the direction of:

LADAH LAW FIRM

/s/ Ramzy Lada, Esq.

RAMZY PAUL LADA

Nevada Bar No.: 11405
DONALD P. PARADISO, ESQ.
Nevada Bar No.: 12845
517 S. Third Street
Las Vegas, NV 89101
Attorney for Plaintiff

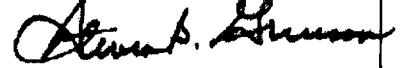
STEVEN D. GRIERSON
CLERK OF THE COURT

By: Alisa-Mae Chapman
DEPUTY CLERK
Regional Justice Center
200 South Third Street
Las Vegas, NV 89155
Alisa-Mae Chapman

6/17/2021



Electronically Filed
6/17/2021 8:51 AM
Steven D. Grierson
CLERK OF THE COURT



1 **RAMZY P. LADAH, ESQ.**
Nevada Bar No. 11405
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CASE NO: A-21-836425-C
Department 8

7

DISTRICT COURT

8

CLARK COUNTY, NEVADA

9

10 NANCY BELL OBRIAN, an individual;
11 THOMAS CHARLES OBRIAN, III, an
individual,

12

Plaintiffs,

13

vs.

14

15 SUSANA HERNANDEZ-TORRES, an
individual; JORGE RODRIGUEZ-
MARTINEZ, an individual; WILMER
16 ANTONIO CRUZ-REYES, an individual;
KNIGHT TRANSPORTATION, INC., a
17 Foreign Corporation; DOES I through XX,
inclusive; and ROE BUSINESS ENTITIES I
through XX, inclusive,

18

Defendants.

CASE NO. _____

DEPT. NO. _____

COMPLAINT

19

20 COME NOW the Plaintiffs NANCY BELL OBRIAN and THOMAS CHARLES
21 OBRIAN, III, by and through their counsel of record, RAMZY LADAH, ESQ., and DONALD
22 P. PARASIO, ESQ., with the LADAH LAW FIRM, and for their claims of relief against the
23 Defendants, and each of them, allege and complain as follows:

24

JURISDICTION

25 1. At all times relevant hereto, Plaintiff NANCY BELL OBRIAN ("NANCY") was
26 and still is a resident of the Pennsylvania.

27 2. At all times relevant hereto, Plaintiff THOMAS CHARLES OBRIAN, III
28 ("THOMAS") was and still is a resident of the Pennsylvania.



1 3. That upon information and belief, at all times relevant hereto, Defendant,
2 SUSANA HERNANDEZ-TORRES (“HERNANDEZ-TORRES”) was and still is a resident of
3 the State of Nevada.

4 4. That upon information and belief, at all times relevant hereto, Defendant, JORGE
5 RODRIGUEZ-MARTINEZ (“RODRIGUEZ-MARTINEZ”), was and still is a resident of the
6 County of Clark, State of Nevada.

7 5. That upon information and belief, at all times relevant hereto, Defendant
8 WILMER ANTONIO CRUZ-REYES (“CRUZ-REYES”) was and still is a resident of the
9 County of Clark, State of Nevada.

10 6. That upon information and belief, at all times relevant hereto, Defendant
11 KNIGHT TRANSPORTATION, INC., was a Foreign Corporation duly licensed to conduct
12 business in the County of Clark, State of Nevada.

13 7. That the true names and capacities of the Defendants DOES I through XX,
14 inclusive, are unknown to Plaintiffs, who, therefore, sue said Defendants by said fictitious
15 names. Plaintiffs are informed, believe, and thereon allege that each of the Defendants
16 designated as DOES I through XX are owners, operators, and/or individuals or agencies
17 otherwise within possession and control of the motor vehicle herein mentioned and/or are
18 individuals otherwise within the flow of traffic as related hereto. Plaintiffs are informed, believe,
19 and thereon allege that Defendants ROE BUSINESS ENTITIES I through XX, are owners of the
20 motor vehicle herein alleged and/or are in some manner responsible for the actions of its
21 employees and/or assigns of Defendants designated as ROE BUSINESS ENTITIES I through
22 XX. Plaintiffs are informed, believe, and thereon alleges that each of the Defendants designated
23 as a DOE or a ROE BUSINESS ENTITY is in some manner negligently, vicariously, statutorily,
24 contractually, and/or otherwise responsible for the events and happenings referred to and caused
25 damages proximately to Plaintiffs as herein alleged. Plaintiffs will ask leave of the Court to
26 amend this Complaint to insert the true names of such Defendants when the same have been
27 ascertained.

28 ...





GENERAL ALLEGATIONS

8. Plaintiffs repeat and reallege each and every fact and allegation contained in this Complaint and incorporate the same herein by reference as though fully set forth herein verbatim.

9. At all times relevant hereto, particularly on or about November 23, 2019, Plaintiff NANCY was operating her vehicle, lawfully on northbound on US95.

10. At all times relevant hereto, Plaintiff CHARLES was a restrained passenger in Plaintiff's vehicle.

9 11. At all times relevant hereto, Defendant HERNANDEZ-TORRES, who was
10 operating a vehicle belonging to Defendant RODRIGUEZ-MARTINEZ, failed to keep a proper
11 lookout and struck the rear of Plaintiff's vehicle.

12. The force of the collision caused Plaintiffs' vehicle to strike the rear of a third
13. non-party vehicle.

13. At all times relevant hereto, Plaintiffs sustained significant injuries as a result of
14 Defendant HERNANDEZ-TORRES's actions from the aforesaid collision.

16 14. At all times relevant hereto, particularly on or about December 25, 2019, Plaintiff
17 CHARLES was operated Plaintiffs' vehicle, wherein Plaintiff NANCY was a passenger.

18 15. Plaintiffs were lawfully stopped for a solid red traffic signal on Berg Street at the
19 intersection of Craig Road.

20 16. At all times relevant hereto, Defendant CRUZ-REYES, operating a vehicle owned
21 by Defendant KNIGHT TRANSPORTATION, while in the course and scope of his employment
22 for KNIGHT TRANSPORTATION, failed to keep a proper lookout and crashed into the rear of
23 Plaintiff's vehicle.

24 17. The force of the collision caused Plaintiffs' vehicle to strike the rear of a third
25 non-party vehicle.

18. Plaintiffs sustained significant injuries as a result of Defendant CRUZ-REYES's
actions and/or omissions from the aforesaid collision.

1 19. Due to Plaintiffs' multiple aforesaid collisions occurring within a short time
2 period, Plaintiffs are unable to apportion their injuries and resulting damages severally amongst
3 Defendants, and holds all named Defendants joint and severally responsible for their injuries and
4 damages incurred from the aforesaid collisions.

FIRST CAUSE OF ACTION
(Negligence / Negligence Per Se Against All Defendants)

7 20. Plaintiffs repeat and reallege each and every fact and allegation contained in this
8 Complaint and incorporate the same herein by reference as though fully set forth herein
9 verbatim.

10 21. At all times relevant hereto, Defendants, each of them, negligently caused their
11 respective vehicles to crash into Plaintiffs' vehicle, resulting in significant injuries to Plaintiffs.

12 22. At all times relevant hereto, Nevada Revised Statutes – more specifically, NRS
13 484B.600 and NRS 484B.603 *et seq.* - were designed and enacted to protect a class of persons, in
14 particular motorists, to which Plaintiffs belonged, and Plaintiffs' damages were the type of harm
15 the Nevada Revised Statutes were designed and enacted to prevent.

16 23. As a result of Defendants' aforesaid negligent actions and/or failures to act,
17 Defendants violated Nevada Revised Statutes and are, therefore, negligent per se.

18 24. As a direct and proximate result of Defendants' aforesaid actions and omissions,
19 Plaintiffs were injured in their health, strength, and activity, sustained injury to their body and
20 shock and injury to their person, all of which has caused and will continue to cause Plaintiffs
21 pain and suffering.

22 25. As a direct and proximate result of Defendants' aforesaid actions and omissions,
23 Plaintiffs have incurred and continue to incur emotional distress, pain and suffering, loss of
24 enjoyment of life, loss of household services, medical expenses, and future medical expenses, all
25 to Plaintiffs' general and special damages in an amount in excess of fifteen thousand dollars
26 (\$15,000.00).



1 26. As a direct and proximate result of Defendants' aforesaid actions and omissions,
2 it has been necessary for Plaintiffs to retain LADAH LAW FIRM to prosecute this action, and
3 Plaintiffs are entitled to recover reasonable attorneys' fees and costs.

SECOND CAUSE OF ACTION
**(Negligent Entrustment / Joint & Several Liability / Agency
Respondeat Superior / Vicarious Liability)**

6 27. Plaintiffs repeat and reallege each and every fact and allegation contained in this
7 Complaint and incorporate the same herein by reference as though fully set forth herein verbatim.

8 28. At all times relevant hereto, Defendant, RODRIGUEZ-MARTINEZ, owned,
9 maintained, and controlled the vehicle driven by Defendant, HERNANDEZ-TORRES.

10 29. At all times relevant hereto, Defendant, RODRIGUEZ-MARTINEZ, and/or his
11 agents or assigns, negligently, carelessly, and recklessly allowed Defendant HERNANDEZ-
12 TORRES to drive a vehicle owned/maintained by Defendant, RODRIGUEZ-MARTINEZ.

13 30. At all times relevant hereto, Defendant RODRIGUEZ-MARTINEZ and/or his agents
14 or assigns, negligently, carelessly, and recklessly maintained and controlled its agents/assigns,
15 thereby causing the subject accident.

16 31. As a direct and proximate result of the aforesaid acts and/or inactions of Defendant
17 RODRIGUEZ-MARTINEZ and/or his agents or assigns were breaches of the duty of reasonable
18 care owed by Defendants to the general public and, in particular, to Plaintiffs.

19 32. At all times relevant hereto, Defendant, KNIGHT TRANSPORTATION, owned,
20 maintained, and controlled the vehicle driven by Defendant, CRUZ-REYES.

21 33. At all times relevant hereto, Defendant, KNIGHT TRANSPORTATION, and/or its
22 agents or assigns, negligently, carelessly and recklessly allowed Defendant CRUZ-REYES to drive
23 a vehicle owned/maintained by Defendant, KNIGHT TRANSPORTATION.

24 34. At all times relevant hereto, Defendant, KNIGHT TRANSPORTATION, and/or its
25 agents or assigns, negligently, carelessly, and recklessly maintained and controlled its
26 agents/assigns, thereby causing the subject accident.



1 35. As a direct and proximate result of the aforesaid acts and/or inactions of Defendant
2 KNIGHT TRANSPORTATION and/or its agents or assigns were breaches of the duty of
3 reasonable care owed by Defendants to the general public and, in particular, to Plaintiffs.

4 36. As direct and proximate result of Defendants' aforesaid actions, Plaintiffs were
5 injured in their health, strength, and activity, sustained injury to their bodies and shock and injury to
6 their person, all of which has caused and will continue to cause Plaintiffs pain and suffering.

7 37. As a direct and proximate result of Defendants' aforesaid actions, Plaintiffs have
8 incurred, and continue to incur, property damage, loss of use, emotional distress, pain and suffering;
9 loss of enjoyment of life, loss of household services, medical expenses, future medical expenses,
10 wage loss, and loss of future income potential all to Plaintiffs' general and special damages in an
11 amount within fifteen thousand dollars (\$15,000.00).

12 38. As a direct and proximate result of Defendants' aforesaid actions and omissions, it
13 has been necessary for Plaintiffs to retain LADAH LAW FIRM to prosecute this action, and
14 Plaintiffs are entitled to recover reasonable attorneys' fees and costs

THIRD CAUSE OF ACTION
(Negligent Hiring, Training, Supervision and Policies/Procedures)

17 39. Plaintiffs repeat and reallege each and every fact and allegation contained in this
18 Complaint and incorporates the same herein by reference as though fully set forth herein
19 verbatim.

20 40. Defendants, and each of them, acted negligently, among other reasons in failing to
21 do the following:

22 i. Establish and implement proper policies and procedures for employees, staff and
23 agents working for Defendants;

24 ii. Establish and implement proper policies and procedures for safely operating
25 Defendants' vehicle(s);

26 iii. Establish and implement proper policies and procedures for obeying the laws and
27 rules of the road;

28 iv. Properly, responsibly and prudently hire employees;

1 v. Properly, responsibly and prudently investigate employees before hiring them;

2 vi. Properly, responsibly and prudently supervise and/or manage employees once

3 they were hired;

4 vii. Properly, responsibly and prudently train employees or instruct them as to their

5 duties;

6 viii. Properly, responsibly and prudently monitor and regulate the conduct of

7 employees;

8 ix. Properly, responsibly and prudently delegate driving responsibilities to

9 employees, agents, DOE Defendants or ROE BUSINESS ENTITIES;

10 x. Properly, responsibly and prudently set up mechanisms to ensure that all

11 Defendants' drivers are reasonably prudent to operate Defendants' vehicles on

12 public roadways.

13 41. As a result of Defendants' aforesaid negligent actions and/or failures to act,

14 Plaintiffs were injured in their health, strength, and activity, sustaining shock and injury to their

15 bodies and person, all of which have caused, and will continue to cause, the Plaintiffs physical,

16 mental, and nervous pain and suffering.

17 42. As a result of Defendants' aforesaid negligent actions and/or failures to act,

18 Plaintiffs have incurred expenses for medical care and treatment, expenses incidental thereto, lost

19 wages, and loss of earning capacity, all to Plaintiffs' damage, the present amount of which is

20 unknown but is currently in excess of \$15,000.00; such expenses and losses will continue in the

21 future, all to Plaintiffs' damage in a presently unascertainable amount. In this regard, Plaintiffs

22 pray for leave of Court to insert all said damages herein when the same have been fully

23 ascertained.

24 43. As a result of Defendants' aforesaid negligent actions, it has been necessary for

25 Plaintiffs to retain LADAH LAW FIRM to prosecute this action, and Plaintiffs are entitled to

26 recover reasonable attorneys' fees and costs.



27
28

1 WHEREFORE, Plaintiffs pray for relief against the Defendants, and each of them, for
2 each cause of action as follows:

3 1. For general damages and loss in an amount in excess of \$15,000.00;
4 2. For special damages in an amount in excess of \$15,000.00;
5 3. For property damages;
6 4. Interest and costs incurred by the Plaintiffs in bringing these claims;
7 5. For attorney's fees and costs; and
8 6. For such other and further relief as the Court may deem just and proper.

9 DATED this 17th day of June, 2021.

10 **LADAH LAW FIRM**

11 */s/ Donald P. Paradiso*

12 **RAMZY P. LADAH, ESQ.**

13 Nevada Bar No. 11405

14 **DONALD P. PARADISO, ESQ.**

15 Nevada Bar No. 12845

16 517 S. Third Street

17 Las Vegas, NV 89101

18 *Attorneys for Plaintiffs*

